HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4225 OF 2004.

Bank of India,
A Nationalized Bank,
Branch: Kala Halwai Industrial
Estate, Pune. ..Petitioner.

Versus.

Shri. Virendra Gokuldas Kirad, Pune ..Respondents.

Mr. S. S. Kanetkar holding for Mr. Girish Godbole
for the respondents.

CORAM: S.B.MHASE, J.

DATE : MARCH 18, 2006.

P.C.

1. This matter was on board on 17.3.2006. On that day none was present for the petitioner. Therefore, it was kept for today. Matter was called at 11.20 a.m. Again no- one is present. Learned counsel for the respondent Shri. S. S. Kanetkar instructed by Shri. Girish Godbole states that the petition is rendered infructuous since the decree has been executed and the possession is already handed over to the respondent. This statement is accepted. Probably this might be the reason why the petitioners are not prosecuting the petition. In view of the said statement, the petition is disposed of as infructuous and equally for non prosecution.

(S.B.MHASE, J.)